BILL NO. G-77-04-27 (AS AMENDED)

GENERAL ORDINANCE NO. G- 17-77

AN ORDINANCE pertaining to humane methods for destruction of animals and prohibiting the use of decompression or high altitude chamber method used in such destruction

WHEREAS, the Common Council of the City of Fort Wayne having duly considered methods of destruction of animals, does hereby declare that no animals shall suffer needless pain, stress, fear and apprehension from inhumane and inefficient methods of destruction, and, that the administration of death to an animal by a barbiturate or a derivative substance thereof is recognized as one of the most humane method of animal destruction;

NOW THEREFORE BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That except for the destruction of only newborn or animals of very small size, the Fort Wayne Humane Shelter, other animal shelters, and/or public animal facilities which destroy animals in the City of Fort Wayne, Indiana, shall use only Sodium Pentabarbitol or a derivative substance for said purpose, or an injectable material heretofore undeveloped which is proved to be as effective, and in the case of the destruction of newborn or animals of very small size, that halothane or methoxyflurane inhalant anesthetics may be used.

 $\,$ SECTION 2. That only persons trained in humane procedures by licensed veterinarians or by animal technicians registered shall perform the destruction of animals in a humane manner.

SECTION 3. That no animal's body shall be disposed of until all vital signs are checked (fixed pupil, cessation of heartbeat and respiration) to assure that death has occurred.

SECTION 4. Except as provided in Section 1, it shall be unlawful to use any other method, equipment or drugs to destroy animals at the Fort Wayne Humane Shelter, other animal shelters and/or public facilities in the City of Fort Wayne, Indiana.

SECTION 5. That the so-called decompression or high altitude chamber presently used at the Fort Wayne Humane Shelter shall be locked and considered inoperable upon this ordinance becoming in full force and effect.

SECTION 6. That sufficient funds shall be appropriated in each annual budget of the City of Fort Wayne, Indiana, for personnel, drugs, equipment, and facilities necessary to administer humane destruction of animals as specified in this Ordinance.

SECTION 7. That the term "animals" as used in this Ordinance is defined as any animate being not human.

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Amended in Committee

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Amended in Committee

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SECTION 8. That rules and regulations relating to procedures for destruction of animals shall be promulgated by the Fort Wayne Humane Commission in accordance with the provisions of this Ordinance, and that necessary Federal and State certificates of controlled substance registration be obtained by the Commission to permit the use of sodium pentabarbitol at the Fort Wayne Humane Shelter. SECTION 9. That any person who violates a provision of this Ordinance upon conviction thereof, shall be punished by a fine not

to exceed \$500.00 and by a sentence to jail not to exceed 30 days.

SECTION 10. If any section, paragraph, or part of this Ordinance is for any reason held to be unconstitutional or invalid by any Court of competent jurisdiction, such unconstitutionality or invalidity shall not affect the validity or effectiveness of the remaining portions of this Ordinance.

SECTION 11. This Ordinance shall be in full force and effect upon its passage, approval by the Mayor, and legal publication thereof, and upon the receipt of Federal and State approval for use of sodium pentabarbitol at the Fort Wayne Humane Shelter, and upon completion of training of at least three (3) Shelter employees in the method of injecting sodium pentabarbitol.

ivian & Schmidt

Approved as to form and legality

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Committee on	Reg uls	lino	(and the City	Plan Commiss	ion for
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			MAYOR		\/



Bill No. <u>6-77-04-27</u> - as amended REPORT OF THE COMMITTEE ON REGULATIONS We, your Committee on Regulations to whom was referred an Ordinance pertaining to humane methods for destruction of animals and prohibiting the use of decompression or high altitude chamber method used in such destruction have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance No PASS. As amended VIVIAN G. SCHMIDT - CHAIRMAN WINFIELD C. MOSES, JR. - VICE CHAIRMAN WILLIAM T. HINGA DONALD SCHMIDT SAMUEL J. TALARICO DATE 5- 24-7

- 1. Section 2. That only persons trained in humane procedures by licensed veterinarians or <u>by animal</u> teachnicians registered shall perform the destruction of animals in a humane manner.
 - 22. Section 5. That the so-called decompression or high altitude chamber presently used at the Fort Wayne Humane Shelter shall be <u>locked and considered inoperable</u> upon this ordinance becoming in full force and effect.
 - 3. Section 8. That rules and regulations relating to procedures for destruction of animals shall be promulgated by the Fort Wayne Humane Commission in accordance with the provisions of this Ordinance, and that necessary Federal and State certificates of controlled substance registration be obtained by the Commission to permit the use of sodium pentabarbitol at the Fort Wayne Humane Shelter.
 - 4. Section 11. This Ordinance shall be in full force and effect upon its passage, approval by the Mayor, and legal publication thereof, and upon the receipt of Federal and State approval for use of sodium pentabarbitol at the Fort Wayne Humane Shelter, and upon lampulture as the state of the state of the confliction of the state of the confliction of the state of the

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AMENDMENT CERTIFICATION

1, Charles W. Westerman, duly elected City Clerk of Fort Wayne, Indiana, and
Clerk of the Common Council of the City of Fort Wayne, Indiana, do hereby
certify that on May 24 ,1971, in Regular Session of
the Common Council Bill No. $6-77-04-27$, and Ordinance No. $\cancel{D}-17-77$
was legally amended by the Common Council through a motion made by
V. Schmidt , Councilman, and seconded by Hinga ,
Councilman. Said Amendment was voted to amend Ordinance No. 5-17-27
by a vote of:
Ayes: Eight <i>Total</i> :
Nays: Total: One
Amended and attested on this date May 25, 1977 Charles W. Westerman Clerk of the City of Fort Wayne & Clerk of the Common Council

BILL NO. G-77-04- 27

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GENERAL ORDINANCE NO. G 17-77

AN ORDINANCE pertaining to humane methods for destruction of animals and prohibiting the use of decompression or high altitude chamber method used in such destruction.

WHEREAS, the Common Council of the City of Fort Wayne having duly considered methods of destruction of animals, does hereby declare that no animals shall suffer needless pain, stress, fear and apprehension from inhumane and inefficient methods of destruction, and, that the administration of death to an animal by a barbiturate or a derivative substance thereof is universally recognized as the most humane method of animal destruction;

NOW THEREFORE BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

newborn or animals of very small size, the Fort Wayne Humane Shelter, other animal shelters, and/or public animal facilities which destroy animals in the City of Fort Wayne, Indiana, shall use only Sodium Pentabarbitol or a derivative substance for said purpose and in the case of the destruction of newborn or animals of very small size, that MAIOTHANE or METHOXYFLURANE inhalant anesthetics may be used. /

SECTION 2. That only persons trained in humane procedures by licensed veterinarians or licensed technicians registered shall perform the destruction of animals in a humane manner.

SECTION 3. That no animal's body shall be disposed of until all vital signs are checked (fixed pupil, cessation of heartbeat and respiration) to assure that death has occurred.

SECTION 4. Except as provided in Section 1, it shall be unlawful to use any other method, equipment or drugs to destroy animals at the Fort Wayne Humane Shelter, other animal shelters

and/or public facilities in the City of Fort Wayne, Indiana.

SECTION 5. That the so-called decompression or high altitude chamber presently used at the Fort Wayne Humane Shelter shall be destroyed and disposed as scrap upon this Ordinance becoming in full force and effect.

SECTION 6. That sufficient funds shall be appropriated in each annual budget of the City of Fort Wayne, Indiana, for personnel, drugs, equipment, and facilities necessary to administer humane destruction of animals as specified in this Ordinance.

SECTION 7. That the term "animals" as used in this $\mbox{Ordinance}$ is defined as any animate being not human.

SECTION 8. That rules and regulations relating to certification and procedures for destruction of animals shall be promulgated by the Fort Wayne Humane Commission in accordance with the provisions of this Ordinance.

SECTION 9. That any person who violates a provision of this Ordinance upon conviction thereof, shall be punished by a fine not to exceed \$500.00 and by a sentence to jail not to exceed 30 days.

SECTION 10. If any section, paragraph, or part of this Ordinance is for any reason held to be unconstitutional or invalid by any Court of competent jurisdiction, such unconstitutionality or invalidity shall not affect the validity or effectiveness of the remaining portions of this Ordinance.

SECTION 11. This Ordinance shall be in full force and effect upon its passage, approval by the Mayor, and legal publication thereof.

Tivian J. Schmidt

Approved as to form and legality this 25th day of Ayral, 1977

John H. Logan, Attorney for Common Council

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NOTICE OF PUBLIC HEARING

Notice is hereby given that the Common Council of the City of Fort Wayne, at the Council Chambers, Room 126, in the City-County Building, Fort Wayne, Indiana, on Thursday, the 12th day of May, 1977, at 7:00 o'clock P.M., Eastern Standard Time, will hold a public hearing on Bill No. G-77-04-27 being a proposed General Ordinance pertaining to humane methods for destruction of animals and prohibiting the use of decompression or high altitude chamber method used in such destruction.

Copies of said Bill No. $\,$ G-77-04-27 are posted in the following public places in Fort Wayne, Allen County, Indiana.

- (a) The main floor lobby of the City-County Building
- (b) The bulletin board in the lobby at the east door of the Allen County Court House
- (c) The bulletin board in the lobby of the Downtown Fort Wayne Public Library

Copies of said proposed ordinance are also available for reading in the following public places in Fort Wayne, Indiana.

- (a) The Reference Room in the north end of the main floor in said Downtown Fort Wayne Public Library
- (b) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana, Room 122, City-County Building, Fort Wayne, Indiana

Thershold Westerman

City Clerk

I, Charles M. Westerman, Clerk of the City of Fort Mayne, Indiana, fulfilled and posted the above proposed Ordinance in the designated places asstated above on May 2, 1977.

Charles W. Westerman

City Clerk



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING . ONE MAIN STREET . FORT WAYNE, INDIANA 46802

room 122

charles w. westerman, clerk

April 29, 1977

Ms. Virginia Grace Fort Wayne Newspapers, Inc. 600 West Main Street Fort Wayne, IN 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates of May 2, 1977 and May 9, 1977, in both the News Sentinel and Journal Gazette.

RE: Bill No. G-77-04-27 Pertaining to animals

> Bill No. G-77-04-19 Pertaining to Cable T.V.

Please send us five (5) copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely,

Thursdo Ulivernan

Charles W. Westerman City Clerk

CWW/ne ENCL: 2





THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING . ONE MAIN STREET . FORT WAYNE, INDIANA 46802

room 122

charles w. westerman, clerk

May 31, 1977

Ms. Virginia Grace Fort Wayne Newspapers, Inc. 600 West Main Street Fort Wayne, Indiana 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates of June 2 and June 9, 1977, in both the News Sentinel and Journal Gazette.

> RF: Legal Notice for Common Council of Fort Wayne, Indiana

> > Bill No. G-77-03-09 General Ordinance No. G-16-77

Bill No. G-77-04-27 (AS AMENDED)

General Ordinance No. G-17-77

Please send us five (5) copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely, asles. W. Westerman

Charles W. Westerman City Clerk

CWW/ne ENCL: 2

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Subscribed and sworn to before me this 9th

My commission expires September 28.

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affect the validity or effectiveness of the remaining portions of this Ordi- nance.	0 555				CI FRK	eld
be in full force and effect upon its passage, approval by the Mayor, and lengt publication themselves.	9, 1977			Title	JLEKK	
me remaining portions of this Ordi- nance. SECTION 11. This Ordinance shall be in full force and effect upon its partial properties of the second of the partial problems of the rest and state approval for use of the upon the properties of the properties of pentaberbillo at the Fort Weyne hu- mane Shelter, and upon competion of training of et least three (1) Shell.		PUBLISHER'	B AFFIDAVIT			
mane Shelter, and upon completion of training of at least three (3) Shel- fer employees in the method of in		State of Indiana County	85:			
Vivian G. Schmidt Councilwoman Read the third time in full and on		Personally appeared undersigned	ARVILLA DEWA	public in and for s	aid county and	state, the
motion by V. Schmidt, seconded by Hinga, and duly adopted, placed on its passage PASSED by the follow ing vote:		that she is	CLER	< win	, being duty sw	orn, says
Ayes: Eight Burns, Hinga, Moses, Nuckols, D Scidt, V. Scidt, Stier, Talarico Nays: One		DAILY	RNAL-GAZETTE			
Nays: One Hunter Date: 5-24-77	COPY OF EMENT HERE		age in the city } of	r of general circulati	On printed and	published
Hunter Date: 5-24-77 Charles W. Westerman/ne City Clerk Passed and adopted by the Com- monCouncil of the City of Fort Wayne. Indiana, as General Ordi- nance No. G-17-77 on the 24th day of May, 1977.	SMENT HERE	in state and county s	age in the city \ of_ town \ of_ aforesaid, and that the	printed matter attac	hed hereto is a t	true copy,
Wayne, Indiana, as General Ordi- nance No. G-17-77 on the 24th day of May, 1977.		as follows:	ished in said paper for 6/2-9/7	time S, the	lates of publicat	ion being
(ATTEST) (SEAL) Charles W. Westen/ne City Clerk			0/6-3/1	0	0	100
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on		Cubamile .		Charle	Dy	IL
the 25th day of May, 1977, at the hour of 3:00 o'clock P.M., E.S.T. Charles W. Westermen/ne		subscribed and swor	n to before me this	wo Ti		19
Approved and signed by me this 27th day of May, 1977, at the bour of		My commission expi	res September 2	Notary		
10:30 o'clock A.M., E.S.T. Robert E Astrong Mayor						A STATE OF THE STA
the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and						
G-17-77 passed by the Common Council on the 24th day of May, 1977,						
signed and approved by the Mayor on the 27th day of May, 1977, and now remains on file and on record in						
my office.						

Notice is hereby given that on the

CHARLES W. Westean/ne CHARLES W. WESTERMAN CITY CLERK

Oominon Counc	dl of Paul Man	ceounts		eneral Form No. 99 P (Rev. 19
(Go	cil of Fort Way overnmental Unit)	yne	ToJOURNAL	-GAZETTE
A1	lencou	unty, Ind.	FORT WA	YNE, INDI A NA
	2	PUBLISHEI	R'S CLAIM	
LINE COUNT	2			
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Display	than four solid line — number of equiv	es of the type in which the lyalent lines	either of which shall total mo- body of the advertisement is se	
Head	number of lines			
Body	number of lines			177_
Tail	number of lines			3
	Total number of lin	nes in notice		181
COMPUTION OF	CHARGES			
181	lines,lcol	human mide servets 101	250	
	cents per line	dumns wide equals	equivalent lines at255	g 46.
Additio amount	onal charge for notic	ces containing rule or tabu	lar work (50 per cent of above	e
Charge	for extra proofs of p	publication (50 cents for ea	ch proof in excess of two)	_1
	TOTAL AMOUNT O	OF CLAIM	4	\$ 48.
DATA FOR COMPU	UTING COST			
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Pursuant to the pro				
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pass the Following Bill No. G-77-04- 27 (AS AMENDED) G-17-77 General					
(AS AMENDED)					
27. (AS AMENDED) G-17-77 General Ordinance, bevill G-77-04-79. UNI G-77-04-79. (AS AMENDED) GENERAL ORDINANCE NO. G-17-77. AN ORDINANCE pertaining to humane methods for destruction of an decompression or high altifuld chamber method used in such de- struction.					
mane methods for destruction of an- imals and prohibiting the use of					
chamber method used in such de-					
WHEREAS, the Common Council of the City of Fort Wayne having duly considered methods of destruction of animals, does hereby declare that no animals shall suffer needless	by State Board of Accoun	its			
fion of animals, does hereby declare	1 of Fant Lame	1.9	To TH	E NEWS-SENTINEL	Dr.
pain, stress, fear and apprehension from inhumane and inefficient meth-	l of Fort Wayne vernmental Unit)	····-	10		
ods of destruction, and, that the ad- ministration of death to an animal	-			non business BIDTANA	
by a barbituate or a derivative sub- stance thereof is recognized as one of the most humans method of ani-	on County,	Ind.	FC	ORT WAYNE, INDIANA	·······
mai destruction; NOW THEREFORE BE IT OR-	1 2 3				
CIL OF THE CITY OF FORT		PUBLIS	HER'S CLAIM		
WAYNE, INDIANA: SECTION 1. That except for the					
destruction of only newborn or ani- mals of very small size, the Fort Wayne Humane Shelter, other ani- mal shelters, and/or public animal facilities which destroy animals in fee City of Fort Wayne, Indiana, shall use only Socium Pentabarbito or a derivative substance for said					
Wayne Humane Shelter, other ani- mal shelters, and/or public animal	w Watten (Wust not even	and two setual line	s neither of which shall t	total more	
the City of Fort Wayne, Indiana,	than four solid lines of	the type in which	s, neither of which shall the body of the advertisem	ent is set)	.)
the City of Fee Wayns, Indiana, shall use only Sodium Pentaburitiol or a derivative substance for said purpose, or an injectable imaterial hereiotore undeveloped which is proved to be as effective, and in the case of the destruction of newborn or animals of very small sitz, that interest the said of the destruction of the destruction of sewborn or animals of very small sitz, that interest the said of the destruction of the said of the	- number of equivalen	times			
heretofore undeveloped which is proved to be as effective, and in the	number of lines			1	-
or animals of very small siza, that	number of mics				
SECTION 2. That only persons trained in humane procedures by il-	number of lines			177	
trained in humane procedures by li- censed veterinarians or by animal				3	
the destruction of animals in a hu-	number of lines				-
SECTION 3. That no animal's body shall be disposed of until all				181	
mane manner. SECTION 3. That no animal's body shall be disposed of until all vital signs are checked (fixed pupil, cessation of heartbeat and respira- tion) to assure that death has oc-	Total number of lines i	in notice			-
curred.					
Section 1, it shall be unlawful to use any other method, equipment or	OF CHARGES		4		
CUTRECT TON 4. Except as provided in Section 1.1 shall be unlawful for use any other method, equipment ordrugs to destroy animals at the Fort Wayne Humane Shelter, offset and the Compression or high altitude chamber presently used at the Fort Wayne, fulled chamber presently used at the Fort Wayne fulned chamber presently used at the Fort Wayne fulned chamber presently used at the Fort Wayne fulned at the Fort Wayne fulned at the Fort Wayne fulned chamber presently used at the Fort Wayne fulned at the Fort Wayne fulned Shelter Shall be					
in the City of Fort Wayne, Indiana. SECTION 5. That the so-called de-	lines, 1column	ns wide equals. 1	equivalent lines a	2594	46,88
compression or high altitude cham- ber presently used at the Fort					
	onal charge for notices	containing rule or	tabular work (50 per cen	t of above	
upon this ordinance becoming in full force and effect. SECTION 6. That sufficient funds shall be appropriated in aach annual budget of the City of Fort Wayne, Indiana, for personnel, drugs, equipment, and facilities necessary to administer humane destruction of	,				
shall be appropriated in each annual budget of the City of Fort Wayne,	for extra proofs of publ	lication (50 cents for	or each proof in excess of	two)	1.50
Indiana, for personnel, drugs, equip- ment, and facilities necessary to ad-					
animals as specified in this Ordi-	TOTAL AMOUNT OF	CLAIM			: 48.38
SECTION 7. That the term "ani- mais" as used in this Ordinance is defined as any animate being not					
defined as any animate being not his ECTION 8. That rules and requi- lations relating to procedures for de- struction of animals shall be promulgated by the Fort Wayne Hu- mane Commission in accordance with the provisions of this Ordi- nance, and that necessary Federal and State certificates, of confroid by the Commission to permit the use	UTING COST				
lations relating to procedures for de- struction of animals shall be	-				
mane Commission in accordance	of single column a ems		Size of type	point	
nance, and that necessary Federal and State certificates of controlled					
and State certificates of controlled substance registration be obtained by the Commission to permit the use of sodium pentabarbitol at the Fort Wayne Humane Shelter.	er of insertions2		Size of quad upo	on which type is cast5;	
Wayne Humane Shelter. SECTION 9. That any person who				7	
Wayne Humane Sherrer. SECTION 9. That any person who violates a provision of this Ordinance upon conviction thereof, shall be punished by a fine not to exceed \$500.00 and by a sentence to [all not to exceed 30 days.	rovision and penalties of	Ch. 89, Acts 1967,			
\$500.00 and by a sentence to jali not			t that the amount alaim.	ad in legally due ofter	allowing all fuet
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fo exceed 30 days. SECTION 10. It any section, paragraph, or part of this Ordinance is for any reason held to be unconstitutional or invalid by any Court of	nat the foregoing account o part of the same has be	en paid.			10
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SECTION 10. If any section, para- graph, or part of this Ordinance is for any reason held to be unconstitu- tional or invalid by any Court of competent jurisdiction, such uncon- stitutionality or invalidity shall not affect the validity or effectiveness of the remaining portions of this Crdi-		en paid.	-	NE. S	
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Notice is hereby given that on the 24th day of May, 1977, the Common

Charles W. Westean/n CHARLESW. WESTERMAN CITY CLERK

(Gov	of Fort Wayne		Te THE N	EWS_SENTINEL	Dı
(40)	ernmental Unit)				
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		PUBLISHER'	S CLAIM		
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	— number of equivale	cceed two actual lines, nei of the type in which the bo ent lines	dy of the advertisement is	set)	
Head	number of lines	-		1	
Body	number of lines			177	
Tail	number of lines			3	
	Total number of lines	s in notice		181	
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